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9
10 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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12 *In re Toy Asbestos Litigation*

13 Case No. 4:19-cv-325-HSG
Assigned to: The Honorable Haywood S.
Gilliam, Jr, Dept 2

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15 **STIPULATION OF PARTIES AND**
~~PROPOSED ORDER TO CONTINUE~~
DEFENDANT BORGWARNER MORSE
TEC LLC'S MOTION FOR SANCTIONS

16
17 Accompanying Documents

1. Declaration of Samuel D. Jubelirer

18 Judge: Hon. Haywood S. Gilliam, Jr.
Dept.: 2 – 4th Floor
19 SAC Filed: June 7, 2019
Trial Date: July 27, 2020

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28 STIPULATION OF PARTIES AND ~~PROPOSED~~ ORDER TO CONTINUE DEFENDANT BORGWARNER
MORSE TEC LLC'S MOTION FOR SANCTIONS
Case No. 4:19-cv-325-HSG

1 Pursuant to Northern District Local Rule 6-2, Plaintiffs Agnes Toy and Thomas H. Joy, Jr.
2 (“Plaintiffs”) and Defendant BorgWarner Morse TEC LLC (“Morse TEC,” and collectively, the
3 “Parties”), by and through their undersigned counsel, hereby stipulate as follows:

4 1. Whereas, the Parties are currently discussing Morse TEC’s motion for sanctions
5 filed on December 26, 2019 and currently set for hearing on February 6, 2020 (the “Motion”);

6 2. Whereas, the Parties wish to continue the opposition and reply deadlines and
7 hearing date so that they may further discuss the Motion before involving the Court;

8 3. The Parties stipulate and agree that the hearing on the Motion and related
9 deadlines should be continued as follows:

10 Hearing: March 5, 2020, at 2:00 PM

11 Opposition: Filed no later than February 20, 2020

12 Reply: Filed no later than February 27, 2020

13 **IT IS SO STIPULATED.**

14 Dated: January 8, 2020

DENTONS US LLP

15 By: _____ /s/ Samuel D. Jubelirer
16 Lisa L. Oberg
17 Daniel B. Hoye
18 Samuel D. Jubelirer

19 Attorneys for Defendant
BorgWarner Morse TEC LLC

20 Dated: January 8, 2020

DEAN OMAR BRANHAM SHIRLEY
LLP

21 By: _____ /s/ Benjamin Adams
22 Benjamin Adams

23 Attorneys for Plaintiffs
24 Agnes Toy and Thomas H. Toy, Jr.

25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: _____ 1/9/2020



Hon. Haywood S. Gilliam, Jr.
United States District Judge